HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.15766 of 2006

Dated: 05.10.2007

Between:
G. Premdas

.... PETITIONER

AND

Revenue Divisional Officer,
Vijayawada, Krishna District and others.

.... RESPONDENTS

HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.15766 of 2006

ORDER:

This Court issued Rule Nisi on 31.7.2006 and in W.P.M.P. No. 19640 of 2006, interim direction as prayed for had been granted.

The writ petition is filed for a Writ, order or direction more in the nature of Writ of Mandamus declaring the order of the Joint Collector dated 24.6.2006 in Rc. No. B1/SRA/19/2006 as null and void and to pass such other suitable orders.

It is stated by Sri Swamy, learned counsel representing the writ petitioner, that though the suspension pending enquiry was made on 10.5.2006 and though the interim order made by this Court on 31.7.2006 does not in any way prohibit further steps to be taken, nothing further had been done in relation to the enquiry and no show cause notice appears to have been issued in this regard and in the light of the inordinate delay, the proceedings be quashed as such.

On the other hand, learned Government Pleader of Civil Supplies would contend that may be the concerned Officers might have not understood the interim direction granted by this Court in proper perspective, but, let the Revenue Divisional Officer complete the enquiry in accordance with law.

It is needless to say that if any show cause notice has not been issued, may be, the concerned Revenue Divisional Officer may have to follow

the procedure. This Court is not inclined to express any further opinion.

In the light of the facts and circumstances of the case, the writ petition is disposed of giving liberty to the concerned Revenue Divisional Officer to proceed with the enquiry in accordance with law, in the event of the concerned Revenue Divisional Officer being inclined to do so. The interim direction granted by this Court to continue, till such action, if any, to be initiated.

The writ petition is accordingly disposed of. No costs.

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P.S. NARAYANA,J

DATE: 5th October, 2007

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